PRESENT—*cont.*

Subrahmanya Chetti, Rao Sahib P.
Subrahmanya Bhatt, Mr. U. C.
Sundara Rao Nayudu, Mr. T.
Syed Tajuddin Sahib Bahadur, Khan Sahib.
Thangal, Mr. P. M.
Uzielli, C.I.E., I.C.S., Mr. H. R.
Vasudeva Pillai, Mr. V. G.
Venkatachala Reddiyar, Mr. K. C. M.
Venkatarama Ayyar, Mr. K. R.
Venugopal Nayudu, Rao Bahadur R. K.
Yahya Ali Sahib Bahadur, Khan Bahadur.
Yakub Hasan Sahib Bahadur.
Zamindar of Bodinayakkanur, The.
Zamindar of Kirlampudi, The.

I.—QUESTIONS AND ANSWERS.

STARRED QUESTIONS

Administration of Justice

Recommendation of the Madras Bar Council for the reduction of the fee for the enrolment of advocates.

* 535 *Q.*—Mr. K. A. Nachiyappa Gounder: Will the Hon. the Law Member be pleased to state—

(*a*) whether it is a fact that the Madras Bar Council has recommended for the reduction of the stamp fee of enrolment of advocates, and, if so, from how much to how much;

(*b*) whether a copy of the resolution passed by them and the letter addressed by them will be placed on the table;

(*c*) what action has been taken thereon;

(*d*) whether orders have been passed thereon and, if so, whether a copy of it will be placed on the table;

(*e*) what the rate of such fee originally was and when and by how much it was raised from time to time subsequently and for what reasons; and

(*f*) whether copies of orders passed in these matters will be placed on the table?

A.—(*a*) Yes; from Rs. 625 to Rs. 500.

(*b*) A copy of the letter from the Secretary, Bar Council, Madras, R.O.C. No. 392/35, dated the 8th May 1935, containing the resolution passed by the Bar Council, is placed on the table.[a]

(*c*) & (*d*) G.O. No. 3624, Law (General), dated 18th November 1935, is placed on the table of the House.[a]

(*e*) The stamp duty chargeable on an instrument relating to entry as an advocate was originally Rs. 500 under Article 30 of Schedule I to the Indian Stamp Act, 1899. It was subsequently raised to Rs. 625 in respect of advocates in this Presidency by the Madras Stamp Amendment Act, 1922 (Act VI of 1922). The revised rate came into

[a] Printed as Appendix I on pages 118–120 infra.

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force on the 1st April 1922. The rate was raised in the course of the general increase in stamp duties which was made with a view to removing part of the deficit in provincial revenues.

(f) The rate of duty was increased by an Act of the Legislature and not by executive orders.

B. POCKER SAHIB Bahadur:—" May I know whether the Government have considered the advisability of amending the Act in order to give effect to the resolution of the Bar Council?"

The Hon. Sir K. V. REDDI NAYUDU:—" They have considered the question. At present circumstances do not permit this being done; when the financial condition of the Province improves, something will be attempted in that direction."

Mr. V. M. RAMASWAMI MUDALIYAR:—" Is it not a fact that when this Legislature amended the Act, it was understood that the enhanced rate would be reduced at an early date?"

The Hon. Sir K. V. REDDI NAYUDU:—" I am not aware of any such thing."

Mr. T. S. RAMASWAMI AYYAR:—" May I know if the Hon. Member thinks that the financial condition of the applicants has improved?"

The Hon. Sir K. V. REDDI NAYUDU:—" I think that is a question which the applicants should answer."

* 536—[Omitted.]

Proposal to hold an examination for selection of hands to the Judicial department.

* 537 *Q.*—Mr. U. C. SUBRAHMANYA BHATT: Will the Hon. the Law Member be pleased to state—

(*a*) whether the Madras Services Commission intend to hold a new examination for recruitment of hands for the Judicial department; and

(*b*) whether it is a fact that the selections of 1931 and 1932 were made for this department also?

A.—(*a*) The Madras Services Commission will hold an examination for recruitment to ministerial posts in the courts in the mufassal and in the City of Madras except the High Court.

(*b*) Yes.

Mr. U. C. SUBRAHMANYA BHATT:—" May I know whether the candidates selected in 1931 and 1932 have been absorbed in the service?"

The Hon. Sir K. V. REDDI NAYUDU:—" No information, Sir."

Mr. U. C. SUBRAHMANYA BHATT:—" May I know whether the Hon. Member will call for the information?"